



SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1483 be amended to read as follows:

- 1 Page 14, between lines 10 and 11, begin a new paragraph and insert:
- 2 "SECTION 7. IC 26-3-7-38 IS ADDED TO THE INDIANA CODE
- 3 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JUNE
- 4 20, 2018 (RETROACTIVE)]: **Sec. 38. (a) This section applies only to**
- 5 **claimants who delivered grain to a first purchaser for sale or**
- 6 **storage under a bailment to a licensee that:**
- 7 (1) issued a series of checks that were returned for insufficient
- 8 funds, the first of which was issued on or about September 20,
- 9 2019; and
- 10 (2) failed on or about March 20, 2020.
- 11 (b) Notwithstanding any other law, the fifteen (15) month look
- 12 back period under section 16.5(e) of this chapter shall be calculated
- 13 as if September 20, 2019, the first date on which the licensee issued
- 14 a check that was returned for insufficient funds, was the failure
- 15 date and the director or the director's designated representative
- 16 shall consider claims using that date for the look back period in
- 17 determining the total proven storage and financial obligations due
- 18 to depositors and the loss sustained by each depositor that has a
- 19 proven claim.
- 20 (c) This section shall not be construed to preclude depositors
- 21 that delivered grain to the licensee after the look back date used
- 22 under subsection (b) and before the date of failure of the licensee
- 23 as determined under this chapter.

- 1 **(d) This section expires July 1, 2022."**
- 2 Renumber all SECTIONS consecutively.
(Reference is to EHB 1483 as printed March 31, 2021.)

Senator HOLDMAN